

House Resolution 70

By: Representative Stephens of the 164th

A RESOLUTION

1 Proposing an amendment to the Constitution so as to require that the condemnation of
 2 property pursuant to the power of eminent domain must be approved by a resolution or
 3 ordinance of the governing authority of the municipality or county in which the property is
 4 located; to provide for submission of this amendment for ratification or rejection; and for
 5 other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

7 Article I, Section III, Paragraph I of the Constitution is amended by adding a new
 8 subparagraph to read as follows:

9 "(f) Condemnation of private property pursuant to the power of eminent domain shall be
 10 approved by a resolution or ordinance of the governing authority of the municipality within
 11 which the property is located, if any, or otherwise by the governing authority of the county
 12 within which the property is located."

SECTION 2.

14 The above proposed amendment to the Constitution shall be published and submitted as
 15 provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the
 16 above proposed amendment shall have written or printed thereon the following:

17
 18 "() YES Shall the Constitution of Georgia be amended so as to require that the
 19 condemnation of private property through the power of eminent domain
 20 () NO must be approved by the governing authority of the municipality within
 21 which the property is located, if any, or otherwise by the governing
 22 authority of the county within which the property is located?"

23 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."
 24 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
 25 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
 26 become a part of the Constitution of this state.